

March 22, 2019

VIA ECFS

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Re: Notice of Ex Parte Presentation

GN Docket No. 18-122, *Expanding Flexible Use of the 3.7 to 4.2 GHz Band*
RM-11791, *Petition for Rulemaking to Amend and Modernize Parts 25 and 101 of the Commission's Rule to Authorize and Facilitate the Deployment of Licensed Point-to-Multipoint Fixed Wireless Broadband Service in the 3.7-4.2 GHz Band*
RM-11778, *Fixed Wireless Communications Coalition, Inc., Request for Modified Coordination Procedures in Band Shared Between the Fixed Service and the Fixed Satellite Service*

Dear Ms. Dortch:

On March 21, 2019 Colleen King of Charter Communications, Inc. ("Charter") and the undersigned met with Rachael Bender, advisor to Chairman Pai, regarding the above-captioned matters.

At the meeting, we summarized Charter's proposal for the Commission to exercise its clear statutory authority to determine the appropriate portion of the C-Band to reallocate for terrestrial use and then award the resulting terrestrial licenses through a system of competitive bidding that satisfies the requirements of the Communications Act.¹ We explained that this approach would ensure this important spectrum resource is made available for 5G use in the quickest, fairest, most efficient way possible. We noted that, in exercising this authority, the Commission could maximize the amount of spectrum to be repurposed by transitioning at least some earth station users to fiber rather than relying solely on the launch of additional satellites (as the CBA has proposed and its vendors support, not surprisingly).

¹ See Letter from Elizabeth Andrion, Charter, and Howard J. Symons, Jenner & Block LLP to Marlene H. Dortch, FCC, GN Docket No. 18-122 (filed Feb. 22, 2019).

We also explained how the relocation reimbursement and reserve charge aspects of the proposal were supported by past Commission practice;² outlined the litigation risks presented by the proposal advanced by the C-Band Alliance;³ and explained why the recent Commission decisions put forward by the C-Band Alliance in support of its proposal do not in fact offer any precedent for that proposal.⁴

Please direct any questions regarding the foregoing to the undersigned.

Respectfully submitted,

/s/ Elizabeth Andrion

Elizabeth Andrion
Senior Vice President
Regulatory Affairs

cc: Rachael Bender

² *See id.* at 5-6.

³ *See id.* at 7-13.

⁴ *See id.* at 13-16.